

1 KEVIN J. McINERNEY, CA SBN 46941
2 KELLY McINERNEY, CA SBN 200017
3 CHARLES A. JONES, CA SBN 224195
4 McINERNEY & JONES
5 18124 Wedge Parkway, No. 503
Reno, Nevada 89511
Telephone: 775.849.3811
Fax No.: 775.849.3866
Emails: kevin@mcinerneylaw.net
kelly@mcinerneylaw.net

6
7 Attorneys for Plaintiff CAROLINE URSO
8 JAMES F. CLAPP, CA SBN 145814
9 DOSTART CLAPP GORDON & COVENEY,
LLP
10 4370 La Jolla Village Drive, Suite 970
San Diego, California 92122
Telephone: 858.623.4200
Fax No.: 858.623.4299
Email: jclapp@sdlaw.com

11 LINDBERGH PORTER, Bar No. 100091
12 RICHARD H. RAHM, Bar No. 130728
13 ALISON S. HIGHTOWER, Bar No. 112429
14 LITTLER MENDELSON
A Professional Corporation
650 California Street, 20th Floor
San Francisco, CA 94108-2693
Telephone: 415.433.1940
Facsimile: 415.399.8490
E-mail: lporter@littler.com
rrahm@littler.com
ahightower@littler.com

15 Attorneys for Defendant
WELLS FARGO BANK, N.A.

16
17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA

19 CAROLINE URSO,

CASE NO. 3:06-MD-1770 MHP

20 Plaintiff,

21
22 STIPULATION AND [PROPOSED]
23 ORDER RE: FILING OF JOINT
STATEMENT OF UNDISPUTED
MATERIAL FACTS REGARDING
PLAINTIFF'S MOTION FOR PARTIAL
SUMMARY JUDGMENT (FEDERAL
EXEMPTIONS)

V.

24 WELL FARGO BANK, N.A.,

Date: September 13, 2010
Time: 2:00 p.m.
Court: 15

25 Defendant.

26 Before the Honorable Marilyn Hall Patel

27
28 STIPULATION AND [PROPOSED]
ORDER RE: FILING JOINT STATEMENT

Case No. 3:06-md-1770 MHP

STIPULATION

WHEREAS, counsel for Plaintiff Caroline Urso (“Plaintiff”) and counsel for Defendant Wells Fargo Bank, N.A. (“Defendant”) have been diligently working on the language of over sixty undisputed material facts for Plaintiff’s and Defendant’s Joint Statement Of Undisputed Material Facts Regarding Plaintiff’s Motion for Partial Summary Judgment (Federal Exemptions) (“Joint Statement”); and

WHEREAS, the Court's standing order provides that the Joint Statement should be filed with the opposition brief, counsel for Plaintiff and Defendant agreed to continue working past that deadline to finalize the Joint Statement;

IT IS STIPULATED by and between the parties to file the Joint Statement on
August 31, 2010.

Dated: August 31, 2010

/s/ Kevin J. McInerney
KEVIN J. McINERNEY
McINERNEY & JONES
Attorneys for Plaintiff
CAROLINE URSO

Dated: August 31, 2010

/s/ Richard H. Rahm
RICHARD H. RAHM
LITTLER MENDELSON
Attorneys for Defendant
WELL'S FARGO BANK, N.A.

Firmwide: 97190597.1 051995.1020

ORDER

Upon the stipulation of the parties, the Court allows the Plaintiff's and Defendant's Joint Statement Of Undisputed Material Facts Regarding Plaintiff's Motion for Partial Summary Judgment (Federal Exemptions) to be filed on August 31, 2010.

Dated:

9/1/10

Miss pro fess

~~Honorable Marilyn Hall Patel
United States District Judge~~

Firmwide: 97190597, 1051995, 1020

1 **PROOF OF SERVICE**

2 *In re Wells Fargo Home Mortgage Overtime Litigation*

3 *Caroline Urso v. Wells Fargo Home Mortgage*

4 *United States District Court, Northern District of California*

5 **Case No. 3:06-md-1770 MHP**

6 I, the undersigned, declare as follows:

7 I am employed in the County of Washoe, State of Nevada.

8 I am over the age of eighteen (18) years and not a party to the within action; my business address
9 is 18124 Wedge Parkway, #503, Reno Nevada, 89511.

10 On August 31, 2010, I served the foregoing document(s) described as:

11 **STIPULATION AND [PROPOSED] ORDER RE: FILING OF JOINT STATEMENT OF
12 UNDISPUTED MATERIAL FACTS REGARDING PLAINTIFF'S MOTION FOR
13 PARTIAL SUMMARY JUDGMENT (FEDERAL EXEMPTIONS)**

14 on all interested parties in this action addressed to the addressee as follows:

15 Lindbergh Porter, Jr., Esq.

16 lporter@littler.com

17 Richard H. Rahm, Esq.

18 rrahm@littler.com

19 Alison S. Hightower, Esq.

20 aheightower@littler.com

21 LITTLER MENDELSON, PC

22 650 California St., 22nd Floor

23 San Francisco, CA 94108

24 Telephone: (415) 433-1940

25 Facsimile: (415) 399-8490

26 James F. Clapp, Esq.

27 jclapp@sdlaw.com

28 Marita Murphy Lauinger, Esq.

James F. Clapp, Esq.

jclapp@sdlaw.com

Marita Murphy Lauinger, Esq.

mlauinger@sdlaw.com

Zachariah P. Dostart, Esq.

zdostart@sdlaw.com

DOSTART CLAPP GORDON & COVENY, LLP

4370 La Jolla Village Drive, Suite 970

San Diego, CA 92122

Telephone: (858) 623-4200

Facsimile: (858) 623-4299

XX By CM/ECF. I electronically transmitted the attached document to the Clerk's Office using
the CM/ECF system for filing and transmittal of a Notice of Electronic Filing to the above
CM/ECF registrant(s).

I declare under penalty of perjury under the laws of the United States of America that the
above is true and correct.

Executed on August 31, 2010 at Reno, Nevada.


Jennifer Smith